### IN THE UNITED STATES DISTRICT COURT

# FOR THE DISTRICT OF DELAWARE

MBIA INSURANCE CORPORATION, et al.,

Plaintiffs and

Counterclaim Defendants,

ROYAL INDEMNITY COMPANY,

v.

٧.

Defendant and

Counterclaim Plaintiff

CHARLES A. STANZIALE, JR., CHAPTER 7 TRUSTEE OF STUDENT FINANCE CORPORATION,

Plaintiff,

McGLADREY & PULLEN LLP, et al.,

Defendants.

CHARLES A. STANZIALE, JR., CHAPTER 7 TRUSTEE OF STUDENT FINANCE CORPORATION,

Plaintiff,

ν.

PEPPER HAMILTON et al.,

Defendants.

ROYAL INDEMNITY COMPANY,

Plaintiff,

٧.

PEPPER HAMILTON LLP, et al.,

Defendants.

Civil Action No. 02-1294-JJF

Civil Action No. 04-1551-JJF

Civil Action No. 05-72-JJF

Civil Action No. 05-165-JJF

## **NOTICE OF DEPOSITION**

DB01:2213545.1 061044.1001

PLEASE TAKE NOTICE that, pursuant Federal Rule of Civil Procedure 30 as well as Discovery Coordination Order #1 entered by the Court on June 19, 2006, MBIA Insurance Corporation and Wells Fargo Bank Minnesota, N.A. will take the deposition of William Spears by oral examination using video tape, audio tape, and/or stenographic means before a Notary Public or other officer authorized by law to administer oaths. This deposition will be held on November 1, 2006, and will begin at 10:00 a.m. at Helms Mulliss Wicker, 201 North Tryon Street, Charlotte, NC 28202, or an alternate location and time to be negotiated by the parties. The deposition shall continue from day to day until completed, pursuant to the provisions of Discovery Coordination Order #1.

All counsel are invited to attend and cross-examine.

YOUNG CONAWAY STARGATT

& TAYLOR, LLP

John/W. Shaw (No. 3362)

The Frandywine Building, 17<sup>th</sup> Floor

1000 West Street

Wilmington, Delaware 19801

(302) 571-6600

jshaw@ycst.com

Attorneys for MBIA Insurance Corporation and Wells Fargo Bank Minnesota, N.A.

Of Counsel:

Ronald S. Rauchberg Steven E. Obus PROSKAUER ROSE LLP 1585 Broadway New York, NY 10036 (212) 969-3000

Dated: October 13, 2006

#### CERTIFICATE OF SERVICE

I, John W. Shaw, Esquire, hereby certify that on October 13, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Phillip Trainer, Jr., Esquire Tiffany Geyer Lydon, Esquire Ashby & Geddes 222 Delaware Avenue, 17<sup>th</sup> Floor P.O. Box 1150 Wilmington, DE 19801

Christopher A. Ward, Esquire Anthony Saccullo, Esquire Daniel K. Astin, Esquire Ashley B. Stitzer, Esquire The Bayard Firm 222 Delaware Avenue, Suite 900 P.O. Box 25130 Wilmington, DE 19899

William H. Sudell, Jr., Esquire Daniel B. Butz, Esquire Morris Nichols Arsht & Tunnell 1201 North Market Street P.O. Box 1347 Wilmington, DE 19899 James L. Holzman, Esquire J. Clayton Athey, Esquire Prickett Jones & Elliot, P.A. 1310 King Street P.O. Box 1328 Wilmington, DE 19899

Karen Lee Turner, Esquire Susan E. Poppiti, Esquire Eckert Seamans Cherin & Mellott, LLC 300 Delaware Avenue, Suite 1360 Wilmington, DE 19801

Christopher M. Winter, Esquire Michael R. Lastkowski, Esquire Duane Morris, LLP 1100 North Market Street Suite 1200 Wilmington, DE 19801

I further certify that on October 13, 2006, I caused copies of the foregoing document to be served by hand delivery on the above listed counsel of record and on the following non-registered participants in the manner indicated below:

## **BY E-MAIL**

John I. Grossbart, Esquire Steven L. Merouse, Esquire Sonnenschein Nath & Rosenthal, LLP 7800 Sears Tower Chicago, IL 60606 Kenneth J. Pfaehler, Esquire Lisa A. MacVittie, Esquire Sonnenschein Nath & Rosenthal, LLP 1301 "K" Street, N.W. Suite 600, East Tower Washington, D.C. 20005 John H. Eickemeyer, Esquire Marie A. Tieri, Esquire Jonathan A. Wexler, Esquire Vedder Price Kaufman & Kammholz, P.C. 805 Third Avenue New York, NY 10022

Neil G. Epstein, Esquire Carol L. Press, Esquire Eckert Seamans Cherin & Mellott, LLC 1515 Market Street, 9<sup>th</sup> Floor Philadelphia, PA 19102-1909

Veronica E. Rendon, Esquire Richard P. Swanson, Esquire Jason M. Butler, Esquire Arnold & Porter, LLP 399 Park Avenue New York, NY 10022 Stephen J. Shapiro, Esquire Elizabeth K. Ainslie, Esquire Nicholas J. LePore, III, Esquire Bruce P. Merenstein, Esquire Schnader Harrison Segal & Lewis, LLP 1600 Market Street, Suite 2600 Philadelphia, PA 19103

Steven M. Farina, Esquire Thomas H.L. Selby, Esquire Amber M. Mettler, Esquire Williams & Connolly, LLP 725 12<sup>th</sup> Street, N.W. Washington, DC 20005

Michael S. Waters, Esquire
Lois H. Goodman
Charles A. Stanziale, Esquire
Jeffrey T. Testa, Esquire
Donald Crecca, Esquire
McElroy, Deutsch, Mulvaney & Carpenter, LLP
Three Gateway Center
100 Mulberry Street
Newark, NJ 07102

### BY U.S. MAIL

Student Loan Servicing LLC 1405 Foulk Road, Suite 102 Wilmington, DE 19803-2769

Andrew N. Yao 107 Leighton Drive Bryn Mawr, PA 19010

John W. Shaw (No. 3362)

The Brandywine Building, 17th Floor

1000 West Street

Wilmington, DE 19801

302-571-6600

jshaw@ycst.com

Attorneys for MBIA Insurance Corporation and Wells Fargo Bank Minnesota, N.A.

YOUNG CONAWAY STARGATT & TAYLOR, LLP